

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

TOWN OF CANTON,

Plaintiff,

v.

SELECT ENERGY, INC.,

Defendant.

C.A. 04 11383 RGS

DEFENDANT'S LOCAL RULE 16.1(D)(3) CERTIFICATION

We, the undersigned, hereby certify that we have conferred in this matter:

(a) with a view to establishing a budget for the costs of conducting the full course and various alternative courses of the litigation; and

(b) to consider the resolution of the litigation through the use of alternative dispute resolution programs, such as those outlined in Local Rule 16.4.


SELECT ENERGY, INC.

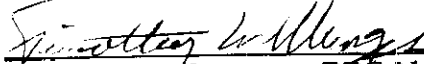
By: Duncan Ross MacKay
Assistant General Counsel-Dispute Resolution
Northeast Utilities Service Company

Its: Duly Authorized Agent.

Respectfully submitted,

SELECT ENERGY, INC.

By its attorneys,


Timothy W. Mungovan, BBO No. 600702
Jennifer A. Champlin, BBO No. 654726
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Dated: August 26, 2004

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was
served upon the attorney of record for each other party
by mail (by hand) on 8/27/04

